

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION**

**GEORGE SMITH**

**CASE NO. 3:22-CV-01319**

**VERSUS**

**JUDGE TERRY A. DOUGHTY**

**TOWN OF LAKE PROVIDENCE ET AL.**

**MAG. JUDGE KAYLA D. MCCLUSKY**

**J U D G M E N T**

The Report and Recommendation [Doc. No. 15] of the Magistrate Judge having been considered, no objections thereto having been filed, and finding that same is supported by the law and the record in this matter,

**IT IS ORDERED** that the Rule 12(b)(6) Motion to Dismiss [Doc. No. 6] for failure to state a claim upon which relief can be granted, filed by Defendants Taquez Tibbs (“Tibbs”), Leroy Threats (“Threats”), and the Town of Lake Providence, is **GRANTED IN PART**, and Plaintiff’s § 1983 claims against Tibbs in his official capacity, Threats in his individual and official capacities, and the Town of Lake Providence are **DISMISSED WITH PREJUDICE**.

**IT IS FURTHER ORDERED** that the Rule 12(b)(6) Motion to Dismiss [Doc. No. 6] is otherwise **DENIED**.

MONROE, LOUISIANA, this 1<sup>st</sup> day of November 2022.

  
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TERRY A. DOUGHTY  
UNITED STATES DISTRICT JUDGE